

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
3:09cr126

UNITED STATES OF AMERICA, )  
Plaintiff, )  
v. )  
MANUEL GREGORY RUSHING, )  
Defendant. )

## **FINAL ORDER AND JUDGMENT CONFIRMING FORFEITURE**

On February 11, 2010, this Court entered a Preliminary Order of Forfeiture pursuant to 21 U.S.C. §853 and Fed. R. Crim. P. 32(d)(2), based upon the Defendant's plea of guilty on Count One in the Bill of Indictment. (Doc. No. 12). Count One charges the Defendant with possession of a firearm by a convicted felon, in violation of 18 U.S.C. § 922(g)(1).

On February 12, 2010 through March 13, 2010, the United States published via [www.forfeiture.gov](http://www.forfeiture.gov), notice of this forfeiture and of the intent of the government to dispose of the forfeited property according to law, and further notifying all third parties of their right to petition the Court within sixty days from February 12, 2010 for a hearing to adjudicate the validity of any alleged legal interest in the property. It appears from the record that no such petitions have been filed. Based on the record in this case, including the defendant's plea of guilty, the Court finds, in accordance with Rule 32.2(c)(2), that the Defendant had an interest in the property that is forfeitable under the applicable statute.

It is therefore ORDERED:

In accordance with Rule 32.2(c)(2), the Preliminary Order of Forfeiture is confirmed as final. All right, title, and interest in the following property, whether real, personal, or mixed, has therefore

been forfeited to the United States for disposition according to law:

**One Smith & Wesson .357 revolver, serial number ACF8243 and ammunition.**

Signed: June 18, 2010

Robert J. Conrad Jr.

Robert J. Conrad, Jr.  
Chief United States District Judge

